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AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

SEP 28 2007

BEFORE THE ARIZONA CORPORATION COMMISSION

DOCKETED BY

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IN THE MATTER OF THE APPLICATION  
OF JOHNSON UTILITIES COMPANY FOR  
AN EXTENSION OF ITS EXISTING  
CERTIFICATE OF CONVENIENCE AND  
NECESSITY FOR WATER AND  
WASTEWATER SERVICE.

DOCKET NO. WS-02987A-04-0288

REQUEST FOR PROCEDURAL  
ORDER TO EXTEND  
COMPLIANCE DATE OF  
DECISION NO. 68237

Johnson Utilities, LLC, ("Johnson" or the "Company") hereby files this Request for a Procedural Order regarding Compliance with the Subject Decision on the basis set forth herein.

1. The Compliance Items set forth in Decision No. 68237, dated October 25, 2005, (the "Decision") regarding subsequent filings to be made by the Company related to that Certificate of Convenience and Necessity Extension Application, have previously been completed and docketed with the Commission. The Decision required that the Company file a full rate application for its water and wastewater divisions based upon the Test Year 2006, and that filing be made by May 1, 2007.

2. On March 30, 2007, the Company filed an Application with the Commission requesting the Commission's authority to sell all of the water and wastewater assets (the "Assets") owned by the Company to the Town of Florence (the "Town"), and further requesting

1 that the Commission cancel all Certificates of Convenience and Necessity previously issued by,  
2 or pending before, the Commission.

3 4. On that same day, the Company filed a "Notice of Compliance with Decision No.  
4 68237, or alternatively, a Motion to Extend Compliance Dates". That Motion cited, among  
5 other things, the pending Application for sale of the Assets to the Town, as the basis for the  
6 extension. The Motion requested a December 31, 2007 Test Year with a June 30, 2008 filing  
7 date.

8 5. On April 13, 2005 the Commission Staff filed a Staff Report recommending a  
9 June 30, 2007 Test Year with a December 31, 2007 filing date.

10 6. The Company responded on April 26, 2007 supporting certain of Staff's  
11 recommendations, but asking the Commission to reconsider the Company's proposed year end  
12 Test Year.

13 7. Subsequent to that correspondence, numerous discussions between Company and  
14 Staff representatives have taken place, discussing the problems and virtues of the requested  
15 extension.

16 8. On September 18, 2007, Counsel for the Company received the attached letter  
17 form Chief Counsel for the Commission supporting the extension, with the qualifications as  
18 stated therein. The Company concurs with Staff's qualifications.

19 WHEREFORE, the Company respectfully requests that the Hearing Division issue a  
20 Procedural Order extending the compliance dates as recommended by Staff.

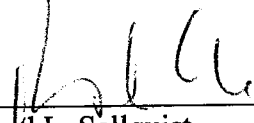
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1 ...  
2 RESPECTFULLY submitted this 29<sup>th</sup> day of September 2007.

3  
4 SALLQUIST, DRUMMOND & O'CONNOR, P.C.

5 By:   
6 Richard L. Sallquist  
7 4500 South Lakeshore Drive, Suite 339  
8 Tempe, Arizona 85282  
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10 Original and fifteen copies of the  
11 foregoing filed this 29<sup>th</sup> day  
of September 2007:

12 Docket Control  
13 Arizona Corporation Commission  
14 1200 West Washington  
Phoenix, Arizona 85007

15 A copy of the foregoing  
16 mailed/hand delivered this  
29<sup>th</sup> day of September 2007, to:

17 Brian C. McNeil  
18 Arizona Corporation Commission  
19 Executive Secretary  
1200 West Washington Street  
Phoenix, Arizona 85007

20 Hearing Division  
21 Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

22 Utilities Division  
23 Arizona Corporation Commission  
1200 West Washington

1 Phoenix, Arizona 85007  
2 Legal Division  
3 Arizona Corporation Commission  
4 1200 West Washington  
5 Phoenix, Arizona 85007

*[Handwritten signature]*